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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/781,703	02/20/2004	Edward R. Howorka	E3331.0629	4196
32172 7590 05/09/2011 DICKSTEIN SHAPIRO LLP 1633 Broadway NEW YORK, NY 10019			EXAMINER LEMIEUX, JESSICA	
			ART UNIT 3693	PAPER NUMBER
			MAIL DATE 05/09/2011	DELIVERY MODE PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.



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**MAY - 9 2011**

Dickstein Shapiro LLP  
1633 Broadway  
New York, NY 10019

In re application of :  
Howorka et al. :  
Application No. 10/781,703 : **DECISION ON PETITION**  
Filed: February 20, 2004 : **TO MAKE SPECIAL**  
For: VOCALISATION OF TRADING : **(ACCELERATED EXAMINATION)**  
DATA IN TRADING SYSTEMS :

This is in response to the petition filed on August 23, 2006 to make the above-identified application special on the basis of special examining procedure for certain new applications - accelerated examination as set forth in MPEP § 708.02 VIII. The delay in treating this petition is regretted.

The requirements for granting special status under this section are: (A) a petition to make special accompanied by the fee set forth in 37 CFR 1.17(i); (B) all claims being directed to a single invention, or an election without traverse if the Office determines that all the claims are not directed to a single invention; (C) a statement that a pre-examination search was made listing the field of search; (D) one copy of each of the references deemed most closely related to the subject matter encompassed by the claims if said references are not already of record; and (E) a detailed discussion of how the claimed subject matter is patentable over the references.

The petition filed August 23, 2006 fails to adequately meet requirement (C) above. Petitioner indicates that a search was performed in a counterpart international or foreign application. However, this does not satisfy requirement (C) above. Furthermore, it is indicated that the claims in the counterpart applications are "of similar scope to the present U.S. application." MPEP 708.02 requires that applicant submit a statement that a preexamination search of the claimed invention was made, listing the field of search by class and subclass, publication, Chemical Abstracts, foreign patents, etc.

For the above stated reason, the petition is **DISMISSED**.

Petitioner is given one more opportunity to perfect the petition. Any request for reconsideration must be filed within TWO MONTHS of the date of this decision. Extensions of time under 37 CFR 1.136(a) are permitted.

Until the renewed petition is submitted, the application will be returned to the examiner's docket to await treatment on the merits in the normal order of examination.

**SUMMARY:** Petition to Make Special **DISMISSED**.

Any inquiry regarding this decision should be directed to Teri Luu at (571) 272-7045.

/Teri P. Luu/  
Teri P. Luu  
Quality Assurance Specialist  
Technology Center 3600

TL/tl: 05/05/11